

REMARKS

Entry of the foregoing, and reconsideration and further examination of the subject application, in view of the amendments above and the remarks below, are respectfully requested.

Status of Claims

By the above amendments, independent claims 1, 22, 33, 52, 70, 85, and 100 have been amended to specify that the solubility is at a temperature of 23°C to 160°C.

No other claims have been amended, deleted, or added. Thus, upon entry of the foregoing amendments, claims 1-2, 5-34, 37-53, 56-72, 75-86, 89-101, and 104-113 will remain pending in the application. Each of these claims is under consideration.

Claim Rejections - 35 U.S.C. § 112

Claims 1-2, 5-34, 37-53, 56-72, 75-86, 89-101, and 105-113 were rejected under 35 U.S.C. § 112, first paragraph, for lack of written description. Applicants disagree with the propriety of the rejection, but in an effort to expedite prosecution, Applicants have amended the claims to recite solubility in the range of 23°C to 160°C. Accordingly, the rejection is now moot and should be withdrawn.

Double Patenting

Claims 1-2, 5-34, 37-53, 56-72, 75-86, 89-101, and 105-113 were provisionally rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims 1-33 of copending Application No. 10/722,870. In response to this rejection, Applicants are submitting herewith a terminal disclaimer over the '870 application. Therefore, the rejection has been overcome.

Conclusion

In summary, Applicants believes the application to be in condition for allowance. Accordingly, the Examiner is respectfully requested to reconsider the rejection(s), enter the above amendment, remove all rejections, and pass the application to issuance.

Respectfully submitted,

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